

(i) *Short-term sales and transmission and exchange activities* means the portion of the Commission's electric regulatory program consisting of the regulation of all jurisdictional sales, exchange and transmission of capacity and energy except those described in paragraph (h) of this section. This includes exchange delivered as reported in the FERC Form No. 1 in Account 555 as Gross Exchange Delivered transactions with the statistical classification of EX or gross exchange delivered determined on a basis consistent with FERC Form No. 1 reporting for those public utilities exempt from § 141.1 of this chapter. All MWhs attributable to sales and transmission transactions are to be reported in their respective accounts in the FERC Form No. 1 irrespective of the method of billing.

(j) *Long-term firm sales and transmission megawatt-hours* means the number of megawatt-hours of electrical energy associated with the transactions described in paragraph (h) of this section, and the rates, charges, terms and conditions of which are regulated by the Commission.

(k) *Short-term sales and transmission and exchange megawatt-hours* means the number of megawatt-hours of electrical energy associated with the transactions described in paragraph (i) of this section, the rates, charges, terms and conditions of which are regulated by the Commission.

* * * * *

26. In § 382.201, paragraph (a) and (b) are revised and the worksheet in paragraph (b)(4)(ii) is removed, to read as follows:

§ 382.201 Annual charges under Parts II and III of the Federal Power Act and related statutes.

(a) *Determination of costs to be assessed against public utilities.* The adjusted costs of administration of the electric regulatory program, excluding the costs of regulating the Power Marketing Agencies and any electrical programs for which separate application fees are collected, will be apportioned between long-term firm sales and transmission activities and short-term sales and transmission and exchange activities in proportion to the total staff time dedicated to each. The amount apportioned to long-term firm sales and transmission activities will constitute *long-term firm sales and transmission costs*, and the amount apportioned to short-term sales and transmission and exchange activities will constitute *short-term sales and transmission and exchange costs*.

(b) *Determination of annual charges to be assessed against public utilities.*

(1) The long-term firm sales and transmission costs determined under paragraph (a) of this section will be assessed against each public utility based on the proportion of the long-term firm sales and transmission megawatt-hours of each public utility in the immediately preceding reporting year (either a calendar year or fiscal year, depending on which accounting convention is used by the public utility to be charged) to the sum of the long-term firm sales and transmission megawatt-hours in the immediately preceding reporting year of all public utilities being assessed annual charges.

(2) The short-term sales and transmission and exchange costs determined under paragraph (a) of this section will be assessed against each public utility based on the proportion of the short-term sales and transmission and exchange megawatt-hours of each public utility in the immediately preceding reporting year (either a calendar year or fiscal year, depending on which accounting convention is used by the public utility to be charged) to the sum of the short-term sales and transmission and exchange megawatt-hours in the immediately preceding reporting year of all public utilities being assessed annual charges.

(3) The annual charges assessed against each public utility will be the sum of the amounts determined in paragraphs (b)(1) and (b)(2) of this section.

(4) *Reporting requirement.* For purposes of computing annual charges, a public utility, as defined in § 382.102(b) must submit under oath to the Office of the Secretary by April 30 of each year an original and conformed copies of the following information (designated as FERC Reporting Requirement No. 582):

(i) The total annual long-term firm sales for resale and transmission megawatt-hours as defined in § 382.102(j); and

(ii) The total annual short-term sales, transmission and exchange megawatt-hours as defined in § 382.102(k).

* * * * *

PART 385—RULES OF PRACTICE AND PROCEDURE

27. The authority citation for Part 385 continues to read as follows:

Authority: 5 U.S.C. 551–557; 15 U.S.C. 717–717z, 3301–3432; 16 U.S.C. 791a–825r, 2601–2645; 31 U.S.C. 9701; 42 U.S.C. 7101–7352; 49 U.S.C. 60502; 49 App. U.S.C. 1–85.

§ 385.702 [Amended]

28. In § 385.702, paragraph (b) is removed, and paragraph (c) is redesignated paragraph (b).

§ 385.708 [Amended]

29. In § 385.708, in paragraph (b)(1), the phrase “and, if appropriate under Rule 717, a written revised initial decision” is removed; in paragraph (b)(2)(i), the phrase “or oral revised initial” is removed; in paragraph (b)(3), the phrase “or, if appropriate under Rule 717, any revised initial decision” is removed; in paragraph (b)(4), the phrase “as appropriate” is removed and the phrase “or revised initial” is removed in both places where it appears; in paragraph (c), in the heading the phrase “and revised initial” is removed; in paragraph (c)(1), the phrase “or, if appropriate, the revised initial decision” is removed; in paragraph (c)(2), the phrase “or revised initial” is removed; and in paragraph (d), in the heading the phrase “and revised initial” and in the text the phrase “or, if appropriate under Rule 717, a revised initial decision” are removed.

30. In § 385.711, in the heading the phrase “or revised initial” is removed, and in paragraph (a)(1)(i), the phrase “In proceedings not subject to Rule 717,” is removed, and the word “Any” is capitalized.

§ 385.712 [Amended]

31. In § 385.712, in the heading the phrase “and revised initial” is removed and in paragraph (a) the phrase “or revised initial” is removed.

§ 385.713 [Amended]

32. In § 385.713, in paragraph (a)(2)(i), the phrase “or, if appropriate under Rules 717 and 711, to a revised initial decision” is removed; in paragraph (a)(2)(iv), the phrase “or revised” is removed; and in paragraph (a)(3), the phrase “or any revised initial decision under Rule 717” is removed.

§ 385.717 [Removed]

33. Section 385.717 is removed.

[FR Doc. 95–1449 Filed 1–24–95; 8:45 am]

BILLING CODE 6717–01–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**Office of the Secretary****24 CFR Part 91**

[Docket No. R-95-1731; FR-3611-C-03]

RIN 2501-AB72

Consolidated Submission for Community Planning and Development Program, Final Rule; Correction

AGENCY: Office of the Secretary, HUD.

ACTION: Final rule; correction.

SUMMARY: On January 5, 1995 (60 FR 1878), the Department published in the **Federal Register**, a final rule that consolidated into a single consolidated submission the planning and application aspects of the Comprehensive Housing Affordability Strategies (CHAS), the Community Development Block Grant (CDBG), the Emergency Shelter Grant (ESG), the HOME Investment Partnerships (HOME), and Housing Opportunities for Persons With AIDS (HOPWA) formula programs. The rule also consolidated the reporting requirements for those programs, replacing five general performance reports with one performance report. In total, the consolidated plan and consolidated report replaced 12 documents.

The purpose of this document is to correct the definition for the term "Overcrowding" as it appeared in § 91.5, and to add to the end of several sections in 24 CFR part 91, the OMB approval number for the paperwork burden requirements contained in those sections.

EFFECTIVE DATE: February 6, 1995.

FOR FURTHER INFORMATION CONTACT: Joseph F. Smith, Director, Policy Coordination, Office of Community Planning and Development, 451 Seventh Street, SW, Washington, DC 20410-7000, telephone (202) 708-1283 (voice) or (202) 708-2565 (TDD). (These are not toll-free telephone numbers.) Copies of this rule will be made available on tape or large print for those with impaired vision that request them. They may be obtained at the above address.

SUPPLEMENTARY INFORMATION:

Accordingly, FR Doc. 94-32150, a final rule amending 24 CFR part 91, et al., Consolidated Submission for Community Planning and Development Programs, published in the **Federal Register**, on January 5, 1995 (60 FR 1878), is corrected as follows:

1. On page 1898, in § 91.5, in the first column, the definition for the term

"Overcrowding", is corrected to read as follows:

§ 91.5 Definitions.

* * * * *

Overcrowding. For purposes of describing relative housing needs, a housing unit containing more than one person per room, as defined by the U.S. Census Bureau, for which data are made available by the Census Bureau. (See 24 CFR 791.402(b).)

* * * * *

§§ 91.220, 91.225, 91.230, 91.235, 91.310, 91.320, 91.330, 91.430 [Corrected]

2. On pages 1905, 1906, 1907, 1908, 1910, 1911, and 1912, respectively, §§ 91.220, 91.225, 91.230, 91.235, 91.310, 91.320, 91.330, and 91.430, are corrected by adding to the end of each section the following phrase:

(Approved by the Office of Management and Budget under control number 2506-0117).

Dated: January 19, 1995.

Andrew Cuomo,

Assistant Secretary for Community Planning and Development.

[FR Doc. 95-1791 Filed 1-24-95; 8:45 am]

BILLING CODE 4210-32-P

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 180**

[PP 2E4148/R2093; FRL-4923-5]

RIN 2070-AB78

Sodium Chlorate; Exemption from the Requirement of a Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This document establishes an exemption from the requirement of a tolerance for residues of sodium chlorate in or on the raw agricultural commodity potato when applied as a defoliant in accordance with good agricultural practices. The Interregional Research Project No. 4 (IR-4) requested this exemption.

EFFECTIVE DATE: This regulation becomes effective January 25, 1995.

ADDRESSES: Written objections, identified by the document control number, [PP 2E4148/R2093], may be submitted to: Hearing Clerk (1900), Environmental Protection Agency, Rm. M3708, 401 M St., SW., Washington, DC 20460. A copy of any objections and hearing requests filed with the Hearing Clerk should be identified by the document control number and

submitted to: Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring copy of objections and hearing request to: Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202. Fees accompanying objections shall be labeled "Tolerance Petition Fees" and forwarded to: EPA Headquarters Accounting Operations Branch, OPP (Tolerance Fees), P.O. Box 360277M, Pittsburgh, PA 15251.

FOR FURTHER INFORMATION CONTACT: By mail: Hoyt Jamerson, Registration Support Branch, Registration Division (7505W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Westfield Building North, 6th Fl., 2800 Crystal Drive, Arlington, VA 22202, (703)-308-8783.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of November 2, 1994 (59 FR 54869), EPA issued a proposed rule that gave notice that the Interregional Research Project No. 4 (IR-4), New Jersey Agricultural Experiment Station, P.O. Box 231, Rutgers University, New Brunswick, NJ 08903, had submitted pesticide petition (PP) 2E4148 to EPA on behalf of the Agricultural Experiment Station of California. PP 2E4148 requested that the Administrator, pursuant to section 408(e) of the Federal Food, Drug and Cosmetic Act (FFDCA), 21 U.S.C. 346a(e), propose to amend 40 CFR 180.1020 by establishing an exemption from the requirement of a tolerance for residues of sodium chlorate on potatoes when used as a defoliant in accordance with good agricultural practices.

There were no comments or requests for referral to an advisory committee received in response to the proposed rule.

The data submitted with the petition and other relevant material have been evaluated and discussed in the proposed rule. Based on the data and information considered, the Agency concludes that the tolerance exemption will protect the public health. Therefore, the tolerance exemption is established as set forth below.

Any person adversely affected by this regulation may, within 30 days after publication of this document in the **Federal Register**, file written objections and/or request a hearing with the Hearing Clerk, at the address given above (40 CFR 178.20). A copy of the objections and/or hearing requests filed with the Hearing Clerk should be